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SEP 13 2004

In re Application of Michael R. DeLuca

DECISION ON PETITION

Application No. 10/657,461

Filed: January 21, 2003

Attorney Docket No. 1117-R-03

This is a decision on the petition to make special filed on November 17, 2003. The petition is based upon the practice described in MPEP § 708.02(VIII) "Accelerated Examination. The \$130.00 petition fee has been paid.

The petition is granted.

The petition to make special based upon the practice in the above mentioned MPEP sections is deemed to satisfy all of the requirements thereof. Accordingly, the examiner will treat this application as special throughout its prosecution, in accordance with the examining practice set forth in items (A)-(E) pm [age 700-130 of the MPEP. Prior to the first action on the merits, the examiner will conduct a rigorous search for potentially interfering applications. The interference search will be brought up to date prior to each successive action.

The Supervisory Patent Examiner of Patent Examining Art Unit 3744 is being informed of this decision, and will advise the examiner to take future action consistent therewith.

PETITION GRANTED.

Stephen Marcus, Special Program Examiner,

Technology Center 3700

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